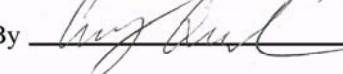


1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
Presented to the Court by the foreman of the
Grand Jury in open Court, in the presence
of the Grand Jury and FILED in the U.S.
DISTRICT COURT at Seattle, Washington
July 29, 2020

WILLIAM M. McCOOL, Clerk
By  Deputy

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,

CASE NO. CR20-094 RSM

Plaintiff,

INDICTMENT

v.

(1) GUSTAVO SANDOVAL-AGURCIA,
(2) ELIAS NEFTALI MONTES-SEVILLA,
(3) JORGE URIEL ESQUIVEL-MENA,
(4) FRANCISCO JAVIER ESQUIVEL-MENA,
(5) BALDEMAR MARTINEZ-RICO, and
(6) WILMER GALINDO-MARADIAGA,

Defendants.

The Grand Jury charges that:

COUNT 1

(Conspiracy to Distribute Controlled Substances)

Beginning at a time unknown, but within the past five years, and continuing until
on or about July 29, 2020, in King County, within the Western District of Washington,
and elsewhere, GUSTAVO SANDOVAL-AGURCIA, ELIAS NEFTALI MONTES-
SEVILLA, JORGE URIEL ESQUIVEL-MENA, FRANCISCO JAVIER ESQUIVEL-
MENA, BALDEMAR MARTINEZ-RICO, WILMER GALINDO-MARADIAGA and
others known and unknown, did knowingly and intentionally conspire to distribute
controlled substances, to wit: methamphetamine, cocaine, and N-phenyl-N-[1-(2-

1 phenylethyl)-4-piperidinyl] propanamide (Fentanyl), contrary to the provisions of Title
2 21, United States Code.

The Grand Jury further alleges that the conduct of GUSTAVO SANDOVAL-AGURCIA, ELIAS NEFTALI MONTES-SEVILLA, JORGE URIEL ESQUIVEL-MENA, FRANCSICO JAVIER ESQUIVEL-MENA, BALDEMAR MARTINEZ-RICO, and WILMER GALINDO-MARADIAGA as members of the conspiracy charged in Count 1 which includes the reasonably foreseeable conduct of the other members of the conspiracy charged in Count 1, involved 50 grams or more of methamphetamine, its salts, isomers, and salts of its isomers or 500 grams or more of a mixture or substance containing a detectable amount of methamphetamine, its salts, isomers, or salts of its isomers.

12 The Grand Jury further alleges that the conduct of GUSTAVO SANDOVAL-
13 AGURCIA, ELIAS NEFTALI MONTES-SEVILLA, JORGE URIEL ESQUIVEL-
14 MENA, FRANCSICO JAVIER ESQUIVEL-MENA, BALDEMAR MARTINEZ-RICO,
15 and WILMER GALINDO-MARADIAGA as members of the conspiracy charged in
16 Count 1 which includes the reasonably foreseeable conduct of the other members of the
17 conspiracy charged in Count 1, involved 500 grams or more of a mixture or substance
18 containing a detectable amount cocaine, its salts, optical and geometric isomers, and salts
19 of isomers.

All in violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(A) and (B), and 846.

COUNT 2

(Possession of Methamphetamine, Cocaine, and Heroin with Intent to Distribute)

24 On or about February 25, 2020, in the County of Lewis, within the Western
25 District of Washington, GUSTAVO SANDOVAL-AGURCIA did knowingly and
26 intentionally possess, with the intent to distribute, and aid and abet the possession of with
27 the intent to distribute, controlled substances, to wit: methamphetamine, cocaine, and
28 heroin, substances controlled under Title 21, United States Code.

1 The Grand Jury further alleges that this offense involved 50 grams or more of
 2 methamphetamine, its salts, isomers, and salts of its isomers.

3 The Grand Jury further alleges that this offense involved 500 grams or more of a
 4 mixture or substance containing a detectable amount cocaine, its salts, optical and
 5 geometric isomers, and salts of isomers.

6 The Grand Jury further alleges that this offense was committed during and in
 7 furtherance of the conspiracy charged in Count 1, above.

8 All in violation of Title 21, United States Code, Sections 841(a)(1) and
 9 841(b)(1)(A) and (B); and Title 18, United States Code, Section 2.

10 **ASSET FORFEITURE ALLEGATIONS**

11 The allegations in Counts 1 through 2 of this Indictment are hereby realleged and
 12 incorporated by reference herein for the purpose of alleging forfeiture to the United
 13 States pursuant to Title 21, United States Code, Section 853.

14 Pursuant to Title 21, United States Code, Section 853, upon conviction of the
 15 felony drug offenses charged in Counts 1 through 2, the defendants shall forfeit to the
 16 United States of America any and all property, real or personal, constituting or derived
 17 from, any proceeds the defendants obtained, directly or indirectly, as the result of such
 18 offenses, and shall further forfeit any and all property, real or personal, used, or intended
 19 to be used, in any manner or part, to commit, or to facilitate the commission of, such
 20 offenses. The property to be forfeited includes, but is not limited to, the following:

- 21 a. Sums of money representing the proceeds that each defendant individually
 22 obtained as a result of their commission of the above offenses.

23 ***Substitute Assets***

24 If any of the property described above, as a result of any act or omission of the
 25 defendant:

- 26 a. cannot be located upon the exercise of due diligence;
 27 b. has been transferred or sold to, or deposited with, a third party;
 28 c. has been placed beyond the jurisdiction of the Court;

- 1 d. has been diminished in value; or
2 e. has been commingled with other property which cannot be divided without
3 difficulty,

4 it is the intent of the United States, pursuant to Title 21, United States Code, Section
5 853(p), to seek the forfeiture of any other property of the defendants up to the value of
6 the above-described forfeitable property.

7 A TRUE BILL:
8

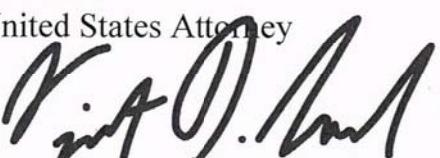
9 DATED: July 29, 2020

10 *(Signature of Foreperson redacted
11 pursuant to the policy of the Judicial
12 Conference of the United States)*

13 _____
14 FOREPERSON

15 
16 BRIAN T. MORAN

17 United States Attorney

18 
19 VINCENT T. LOMBARDI

20 Assistant United States Attorney

21 
22 STEPHEN HOBBS

23 Assistant United States Attorney